IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIRST DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO.20131 of 1995

Between:

1 K.Narasimha Rao S/O Kondaiah
M.P.E.School,Vinodarayudu-Post, H.G.Padu Mandal,
Prakasam Dist.
2 Poluti Rajendra Prasad S/O Ramaiah
Kollagunta(H.W), N.G.Padu Mandal, Prakasam Dist.
3 Panithapu Srihari Rao S/O Sreeramamurthy
Etamukkala,Kothapatham Mandal, Prakasam Dist.
4 J.V.Narayana S/O Venkateswarlu
M.P.E.School, K.Uppala Padu, Kondapi(M),
Prakasam Dist.
5 Boddapti Bakkaiah S/O Ramaiah
M.P.E.School,Chodavaram, Kondapi(M),
Prakasam Dist.
6 Maddirala Chinna Rao S/O Veeraswamy
M.P.E.School,Peridepi-Post, Kondapi(M),
Prakasam Dist.
7 M.Subbarami Reddy S/O Venkateswarlu
M.Pu.P.School, Chandrapudu,
Chimkurthi(M), Praksham Dist.
8 Narney Anjaneyulu S/O Ayyvarappa
M.P.E.School,Rudravaram-Post, S.N.Padu (M),
Prakasam Dist.
9 Bomi Reddi Sanjeva Reddy S/O Koti Reddy
M.P.E.School,Rudravaram-Post, S.N.Padu (M),
Prakasam Dist.
10 Sk.Shamshuddin S/O Subhini
M.P.E.School,Kotikalapudi, Addanki(M),
Prakasam Dist.
11 N.Viragi Reddy S/O S.N. Reddy
M.P.E.School,Bhagavan Rajupalampo, J.Pangulur,
Prakasam Dist.

12 T.Suryanarayana S/O Narayana
M.Pu.P.School, West Gangavaram-Post,
Kurichedu(M), Praksham Dist.
13 J.Prabakara Rao S/O R.K.Chowdari
M.P.E.School,Dubbukur Post, Inkollu (M),
Prakasam Dist.
14 T.V.Ramaiah S/O Seshaiah
M.P.E.School,Sankarapuram Post, Ardhaveed (M),
Prakasam Dist.
15 T.V.Ramaiah S/O Seshaiah
M.P.E School, Ardhveedu Post,Mandal,
Prakasam Dist
16 Ch.A. Rami Reddy, S/O Chinnapataiah
M.P.E School,Bogal Post, Ardhaveedu Mandal,
Prakasam Dist
17 G.Darasaradha Rami Reddy S/O G.N. Reddy
M.P.E.School,Velapur Post Atchampet (M)
Prakasam Dist.
18 I.Sadasiva Rao S/O S.V.Rao
M.P.E.School,Pedapalam Post Duggirala (M)
Prakasam Dist.
19 V.Rama Gopal S/O S.Gopal
M.P.E.School, Nallacheruvupalli Post Vemulala (M)
Prakasam Dist.
20 C.V.Ramana Reddy S/O C.V.Subba Reddy
M.P.E.School, Duggannaguru Pali Vemulala (M)
Prakasam Dist.
21 P.C. Balaiah S/O Subbaiah
M.P.E.School, Ganga Devi Palli, Thandur (M)
Ccuddapah Dist.
22 K.V.Chalama Reddy S/O K.S.Reddy
Ravindranath High School,
Ankalammpet, Pulivendula (M) Prakasam Dist.
23 G.Ramakrishna Reddy S/O G.K.Reddy
Ravindranath High School,
Pulivendula (M) Prakasam Dist.
24 M.Elizebeth S/O Johan Elizebeth
M.P.E.School,Anikepalli (Main) Post, Venkatachalam (M)
Nellor Dist
25 Golla Pona Raju S/O Pullaiah
Kalavapalli Post Kacheria (M)
Prakasam Dist.
26 Mulla Koti Reddy S/O Yelamanda
M.P.E.School, B.Cherla Palli Peddaveedu (M)
Prakasam Dist.
27 Sura Genna Reddy S/O Marka Reddy
M.P.E.School, Annampalla, Racherala (M)
Prakasam Dist.
28 Sunkari Obaiah S/O Obaiah
M.P.E.School, Hallaveedu Post Racherala (M)
Prakasam Dist.
29 Surbhi Rama Murthy S/O Laxmi Narashimmam
M.P.E.School, Racherala (M)

Prakasam Dist.

30 Bikka Balanarsimha Reddy S/O Narisi Reddy
M.P.E.School,Hajartguda Cumbum (M)
Prakasam Dist.

31 Bijjam Lakshmi Reddy S/O Nagi Reddy
M.P.E.School, Salakala Veedu , Bestavari Pet (M)
Prakasam Dist.

32 K.Nagewara Reddy S/O Rama Reddy
M.P.E.School, Pandillapalli, Bestavari Pet (M)
Prakasam Dist.

33 Vulapu Pitchaiah S/O Nagisetty
M.P.E.School, Anumalaveedu Racherala (M)
Prakasam Dist.

34 M.Balasivaiah, S/O.Nandaiah,
M.P.E.School, Yellamma Gutta Handa,,
Tuggali (M), Prakasam Dist.

35 P.Veerayana S/O Gouindaiah
M.P.E.School,Goddamakula Palli, Owk (M),
Kurnool Dist.

36 D.Nabisheb S/O Umavaliaheb
M.P.E.School,Kallabouapuram, Nandikotkur (M),
Prakasam Dist.

37 Pala Durga Venkateswarlu S/O.Rajulaiah
M.P.E.School,Anki Reddy Palli, Giddulur (M),
Prakasam Dist.

38 Sura Balarami Reddy S/O.Pichi Reddy
M.P.E.School,E.Venkatapuram, Giddulur (M),
Prakasam Dist.

39 Vemi Reddi Venkata Subba Reddy S/O Subba Reddy
M.P.E.School,Thamballa Palli, Giddulur (M),
Prakasam Dist.

...PETITIONERS

AND

1 The Mandal Development Officer Mandal Parishad
N.G.Padu, Prakasam Dist.

2 The Mandal Parishad Development Officer Mandal Parishad
Kothaptnam, Prakasam Dist.
Dismissed For Default As Per Court Order Dt 20-7-2000

3 The Mandal Parishad Development Officer Mandal Parishad
Kondapi, Prakasam Dist.

4 The Mandal Parishad Development Officer Mandal Parishad
Chimakurthi, Prakasam Dist.

5 The Mandal Parishad Development Officer Mandal Parishad
S.N.Padu, Prakasam Dist.

6 The Mandal Parishad Development Officer Mandal Parishad
Addanki, Prakasam Dist.

7 The Mandal Parishad Development Officer Mandal Parishad
J.Pungulur, Prakasam Dist.

8 The Mandal Parishad Development Officer Mandal Parishad

Kurichedu, Prakasam Dist.

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Inkollu, Prakasam Dist.

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Ardhaveed, Prakasam Dist.

11 The Mandal Parishad Development Officer Mandal Parishad
Atchampet, Guntur Dist.

12 The Mandal Parishad Development Officer Mandal Parishad
Duggirala, Guntur Dist.

13 The Mandal Parishad Development Officer Mandal Parishad
Vemula, Cuddapah Dist.

14 The Mandal Parishad Development Officer Mandal Parishad
Thandur, Cuddapah Dist.

15 The Mandal Parishad Development Officer Mandal Parishad
Pulivendula, Prakasam Dist.

16 The Mandal Parishad Development Officer Mandal Parishad
Venkatachalam, Nellore Dist.

17 The Mandal Parishad Development Officer Mandal Parishad
Racherla Prakasam Dist.

18 The Mandal Parishad Development Officer Mandal Parishad
Peddaveedu, Prakasam Dist.

19 The Mandal Parishad Development Officer Mandal Parishad
Tripuranthakam, Prakasam Dist.
Dismissed For Default As Per Court Order Dt 20-7-2000

20 The Mandal Parishad Development Officer Mandal Parishad
Cumbum, Prakasam Dist.

21 The Mandal Parishad Development Officer Mandal Parishad
Bestaveri Peta, Prakasam Dist.

22 The Mandal Parishad Development Officer Mandal Parishad
Tuggaali, Kurnool Dist.

23 The Mandal Parishad Development Officer Mandal Parishad
Owk, Prakasam Dist.

24 The Mandal Parishad Development Officer Mandal Parishad
Nandikotkur, Kurnool Dist.

25 The Mandal Parishad Development Officer Mandal Parishad
Giddulur, Prakasam Dist.

26 The Chief Executive Officer Zilla Parishad
Ongole, Prakasam Dist.

27 The Chief Executive Officer Zilla Parishad
Guntur Guntur Dist.

28 The Chief Executive Officer Zilla Parishad
Cuddapah, Cuddapah Dist.
Dismissed For Default As Per Court Order Dt 20-7-2000

29 The Chief Executive Officer Zilla Parishad
Nellore Nellore Dist.

30 The Director Of School Education
A.P, Nampally, Hyderabad.

31 The State Of A.P Rep. By Its Secretary To Govt. Education
Department, Secretariat Hyderabad

R.2, 19 & 28 dismissed for default as per Court order

Dated 20-07-2000.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ order or direction more particularly in the nature of writ mandamus and declaring the action of the respondent to issue the show cause notice to terminate the service of the petitioners wholly arbitrary, highly illegal, unjust, unconstitutional and without jurisdiction.

Counsel for the Petitioners:Mr.K.LAKSHMINARASIMHA

Counsel for the Respondent No.5: Mr.Raghavendra Reddy.

Counsel for the Respondent Nos.30 & 31: GP FOR EDUCATION

The Court made the following:

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO.20131 of 1995

ORDER:

Heard both sides.

The petitioners herein who are teachers seek to assail the impugned show cause

notice to terminate their services by way of this Writ Petition. Though several contentions were sought to be urged on merits at the instance of the petitioners herein, however, the fact remains that the Writ is only against the show cause notice and therefore, this Court cannot go into merits at this stage. The petitioners will have ample opportunity to file their explanations, which can also be considered by the respondents, before passing any final orders there on. In the circumstances, I do not find any justification to maintain the Writ Petition.

The Writ Petition is accordingly dismissed with a liberty to the petitioners to file explanations within a period of four weeks from today. On receipt of such applications, the respondents shall pass orders on merits in accordance with law.

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(B.PRAKASH RAO, J)

1st December 2004

RRB

ASSISTANT REGISTRAR

//True Copy//

SECTION OFFICER

Copy To:

1 The Mandal Development Officer Mandal Parishad, N.G.Padu, Prakasam Dist.
2 The Mandal Parishad Development Officer Mandal Parishad Kothapatnam, Prakasam Dist.
3 The Mandal Parishad Development Officer Mandal Parishad Kondapi, Prakasam Dist.
4 The Mandal Parishad Development Officer Mandal Parishad Chimakurthi, Prakasam Dist.
5 The Mandal Parishad Development Officer Mandal Parishad S.N.Padu, Prakasam Dist.
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Cuddapah, Cuddapah Dist.

29 The Chief Executive Officer Zilla Parishad
Nellore Nellore Dist.

30 The Director Of School Education
A.P, Nampally, Hyderabad.

31 The Secretary to Govt. Education Department, Secretariat, Hyderabad

32. Two CCs to G.P. for Education, High Court Buildings, Hyderabad (OUT).

33. Two CD copies.